

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Ser. No.:	Filed:	First Inventor:	Atty Dkt:
10/544260	03 Aug. 2005	G. BLUNN	105MC-026
Title: A surgical kit for hemiarthroplasty hip replacement			

Mail Stop PCT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS

Dear Sir:

In complete and timely response to the subject Notice mailed 10 November 2005, please find enclosed:

- 1- an executed declaration (and power of attorney) by the inventors;
- 2- a check for the additional fees of \$165; and
- 3- a copy of the PCT/DO/EO/905 notice.

If the check is missing or insufficient, or if there has been an overpayment, please debit or credit as necessary the undersigned's Deposit Acct. 502144 for the fees due under 37 C.F.R. §1.492 and any other fees necessitated by this paper.

12/07/2005 MKAYPAGH 00000114 10544260

01 FC:2614  
02 FC:2617

100.00 OP  
65.00 OP

CERTIFICATE OF MAILING OR  
TRANSMISSION – 37 CFR 1.8

I hereby certify that I have a reasonable basis that this paper, along with any referred to above, (i) are being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450, or (ii) are being transmitted to the U.S. Patent & Trademark Office in accordance with 37 CFR § 1.6(d).

DATE: 28 Nov. 2005

NAME: Brad Ruben

SIGNATURE: Brad Ruben

Respectfully submitted,

  
Bradley N. Ruben, Reg. No. 32,058  
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28 November 2005



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/544,260	Gordon Blunn	105MC-026

INTERNATIONAL APPLICATION NO.

PCT/GB04/00406

I.A. FILING DATE

02/03/2004

PRIORITY DATE

02/03/2003

Bradley N Ruben  
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 Hoboken, NJ 07030

CONFIRMATION NO. 1471

371 FORMALITIES LETTER

\*OC000000017404397\*

Date Mailed: 11/10/2005

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 08/03/2005
- Copy of the International Search Report filed on 08/03/2005
- Copy of IPE Report filed on 08/03/2005
- Preliminary Amendments filed on 08/03/2005
- Information Disclosure Statements filed on 08/03/2005
- U.S. Basic National Fees filed on 08/03/2005
- Priority Documents filed on 08/03/2005
- Specification filed on 08/03/2005
- Claims filed on 08/03/2005
- Abstracts filed on 08/03/2005
- Drawings filed on 08/03/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Additional claim fees of \$100 as a small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.
- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

#### SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$165** for a Small Entity:

- \$65 Surcharge.
- Total additional claim fee(s) for this application is \$ 100
  - \$100 for 6 independent claims over 3.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

INDIA L EVANS

Telephone: (703) 308-9140 EXT 212

#### PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/544,260	PCT/GB04/00406	105MC-026